

complete the said drain or ditch so to be opened and cut in virtue of this act; and also from time to time to repair, cleanse and keep open and in good order the said ditch or drain, at the expence of the said proprietors in the same proportion that the expenses of cutting and opening the said ditch or drain are to be paid; and for the purpose of cutting and opening the said ditch or drain in the first instance, and of repairing and cleansing the same when cut and opened, the said directors or any three of them, are hereby authorised to apportion what they may conceive the expense thereof will amount to, and demand and receive such proportions respectively by suit or otherwise from the said proprietors, before or at any time after the commencement of the said work, or after the same is finished: *Provided always*, That inasmuch as it may be inconvenient for some of the proprietors, through whose land the said ditch or drain shall pass, to satisfy and answer all the expenses of cutting and opening the said ditch or drain at one time, the said directors or any three of them shall make an estimate of the expense of cutting the said ditch or drain through that part of the branch or swamp in which said ditch or drain shall pass, and apportion the same as above directed; and that the same be paid by the proprietors respectively of that particular part of the said branch, unto the said directors, at three annual payments, one third of which to be discharged on or before the first day of March eighteen hundred and fourteen, one third on or before the first day of March eighteen hundred and fifteen, and the remaining third on or before the first day of March eighteen hundred and sixteen.

1812.

4. AND BE IT ENACTED, That in case of death or resignation, refusal or disqualification to act, of the persons chosen directors at any time hereafter, it shall and may be lawful for the said other directors to meet as soon as may be thereafter, at their place of meeting as aforesaid, to choose a person in his stead to act as director till the next annual meeting of the said proprietors, and if the directors therein disagree in such choice, they shall determine the same by drawing lots for the persons put in nomination, and the person in whose favour the matter shall be so determined, shall be and he is hereby declared the director to all intents and purposes until the succeeding annual election.

Death &amp;c. of directors.